

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

<b>IN RE:</b>	)	<b>Bankruptcy No. 17-70045-JAD</b>
	)	
<b>MICHAEL DAVID SCOTT,</b>	)	<b>Chapter 7</b>
<b>Debtor.</b>	)	
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<b>JAMES R. WALSH, ESQUIRE,</b>	)	<b>Related to Doc. No. 224</b>
<b>Trustee of the Bankruptcy Estate</b>	)	
<b>of Michael David Scott,</b>	)	
<b>Movant,</b>	)	
<hr/>		
<b>-vs-</b>	)	
<hr/>		
<b>MICHAEL DAVID SCOTT,</b>	)	
<b>Respondent.</b>	)	
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**ORDER WITHDRAWING TRUSTEE'S OBJECTION TO EXEMPTIONS**

On June 14, 2017, Chapter 7 Trustee, James R. Walsh, Esquire (“Trustee”), filed his *Objection of the Chapter 7 Trustee to Debtor’s Claimed Exemptions and Claimed Amended Exemptions* (“First Objection to Exemptions”) (ECF No. 224). A hearing was held on the First Objection to Exemptions on July 13, 2017, at which time the hearing was continued to October 5, 2017.

Subsequent to the filing of the First Objection to Exemptions, Debtor amended his exemptions by filing an amended “Schedule C: The Property You Claim as Exempt” (“Amended Exemptions”) (ECF No. 270), which was docketed on June 28, 2017. The Trustee objected to the Amended Exemptions by filing dated July 18, 2017 (“Second Objection to Exemptions”) (ECF No. 316), and a

hearing on the Second Objection to Exemptions was also scheduled for October 5, 2017.

At the October 5, 2017 hearing, it was agreed by the Debtor and Trustee that Debtor's Amended Exemptions supersede the exemptions subject of the First Objection to Exemptions. Thus, the First Objection to Exemptions is effectively mooted as the initial set of exemptions are no longer being asserted.

Based on the foregoing, the Court hereby **ORDERS, ADJUDGES, and DECREES**, that for the reasons stated on the record at the hearing held October 5, 2017, the Trustee's First Objection to Exemptions (ECF No. 224) is **WITHDRAWN** without prejudice.

BY THE COURT:

DATED: October 6, 2017



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Jeffery A. Deller  
Chief U.S. Bankruptcy Judge

cc: Case Administrator to Serve:

Michael David Scott, via regular mail and via email, attention  
*khite@bop.gov*  
James R. Walsh, Trustee  
Office of the United States Trustee

FILED  
10/6/17 11:47 am  
CLERK  
U.S. BANKRUPTCY  
COURT - WDPA

In re:  
Michael David Scott  
DebtorCase No. 17-70045-JAD  
Chapter 7

## CERTIFICATE OF NOTICE

District/off: 0315-7

User: gamr  
Form ID: pdf900Page 1 of 2  
Total Noticed: 1

Date Rcvd: Oct 06, 2017

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Oct 08, 2017.

db +Michael David Scott, 772 Saint Joseph St., c/o FCI Loretto, Loretto, PA 15940-7006

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.  
NONE.

TOTAL: 0

\*\*\*\*\* BYPASSED RECIPIENTS \*\*\*\*\*

NONE.

TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.  
USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

**I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.****Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.**

Date: Oct 08, 2017

Signature: /s/Joseph Speetjens

## CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on October 6, 2017 at the address(es) listed below:

Brett L. Messinger on behalf of Defendant US Bank National Association as Trustee  
bmmessinger@duanemorris.com, LMTryon@duanemorris.com

Brett L. Messinger on behalf of Creditor US Bank National Association as Trustee for Credit  
Suisse First Boston Mortgage Securities Corp. Mortgage Backed Pass Through Certificates Series  
2004-AR-7 and Ocwen Loan Servicing, LLC bmmessinger@duanemorris.com, LMTryon@duanemorris.com

Brett L. Messinger on behalf of Defendant U S Bank National Associates as Trustee For Credit  
Suisse First Boston Mortgage Securities Corp bmmessinger@duanemorris.com,  
LMTryon@duanemorris.com

Brett L. Messinger on behalf of Creditor U.S. Bank, National Association as Trustee Under the  
Pooling and Servicing Agreement Dated as of May 1, 2006, GSAMP Trust 2006-HE3 Mortgage  
Pass-Through Certificates Series 2006-HE3 and Ocwen Loan Ser bmmessinger@duanemorris.com,  
LMTryon@duanemorris.com

Denver E. Wharton on behalf of Creditor Khanda, LLC dew@ktwllaw.com,  
r42123@notify.bestcase.com

Heather A. Sprague on Behalf of the United States Trustee by on behalf of U.S. Trustee  
Office of the United States Trustee Heather.Sprague@usdoj.gov,  
Lisa.Geyer@usdoj.gov;David.A.Milko@usdoj.gov;David.A.Berry@usdoj.gov;Steven.W.Albright@usdoj.gov;  
Andrew.F.Cetnarowski@usdoj.gov

James Warmbrodt on behalf of Creditor BANK OF AMERICA, N.A. bkgroup@kmlawgroup.com

James A. Prostko on behalf of Creditor U.S. Bank, National Association, as Trustee, et al...  
pawb@fedphe.com, james.prostko@phelanhallinan.com

James A. Prostko on behalf of Creditor The Bank Of New York Mellon Trust Company, N.A., et.  
al. pawb@fedphe.com, james.prostko@phelanhallinan.com

James A. Prostko on behalf of Attorney James A. Prostko pawb@fedphe.com,  
james.prostko@phelanhallinan.com

James R. Walsh jwalsh@spencecuster.com,  
trustee@spencecuster.com;kpetak@spencecuster.com;rsnyder@spencecuster.com;lkinsey@spencecuster.co  
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James R. Walsh on behalf of Trustee James R. Walsh jwalsh@spencecuster.com,  
trustee@spencecuster.com;kpetak@spencecuster.com;rsnyder@spencecuster.com;lkinsey@spencecuster.co  
m;mskunta@spencecuster.com;jwalsh@ecf.epiqsystems.com

Jeremy J. Kubeski on behalf of Creditor The Bank Of New York Mellon Trust Company, N.A., et.  
al. pawb@fedphe.com

Jill Locnikar on behalf of Creditor United states of america jill.locnikar@usdoj.gov,  
patricia.fitzgerald@usdoj.gov;deborah.verrilla@usdoj.gov;caseview.ecf@usdoj.gov

Jill Locnikar on behalf of Defendant United States Department of Justice, et al.  
jill.locnikar@usdoj.gov,  
patricia.fitzgerald@usdoj.gov;deborah.verrilla@usdoj.gov;caseview.ecf@usdoj.gov

Jonathan W. Chatham on behalf of Creditor PA Dept of Revenue RA-occbankruptcy7@pa.gov

Jonathan W. Chatham on behalf of Attorney PA Dept of Revenue RA-occbankruptcy7@pa.gov

District/off: 0315-7

User: gamr  
Form ID: pdf900

Page 2 of 2  
Total Noticed: 1

Date Rcvd: Oct 06, 2017

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system (continued)

Kevin J. Petak on behalf of Trustee James R Walsh kpetak@spencecuster.com, mskunta@spencecuster.com;lkinsey@spencecuster.com;rsnyder@spencecuster.com  
Kevin J. Petak on behalf of Interested Party James R Walsh kpetak@spencecuster.com, mskunta@spencecuster.com;lkinsey@spencecuster.com;rsnyder@spencecuster.com  
Kevin J. Petak on behalf of Trustee James R. Walsh kpetak@spencecuster.com, mskunta@spencecuster.com;lkinsey@spencecuster.com;rsnyder@spencecuster.com  
Kevin Scott Frankel on behalf of Defendant Korde & Associates P C pabk@logs.com  
Kristen D. Little on behalf of Defendant Korde & Associates P C pabk@logs.com  
Kunal Janak Choksi on behalf of Defendant Internal Revenue Service kunal.j.choksi@usdoj.gov  
Leonard P. Vigna on behalf of Creditor Tufts Investments, LLC lpv@ktwllaw.com, ams@ktwllaw.com;r42123@notify.bestcase.com  
Office of the United States Trustee ustpregion03.pi.ecf@usdoj.gov  
Ronald E. Reitz on behalf of Creditor ROSE AKE rreitz@margolisedelstein.com  
Ronald E. Reitz on behalf of Plaintiff BONABERI CORPORATION rreitz@margolisedelstein.com  
Ronald E. Reitz on behalf of Creditor BONABERI CORPORATION rreitz@margolisedelstein.com  
Ronald E. Reitz on behalf of Plaintiff ROSE AKE rreitz@margolisedelstein.com  
Stephen G. Murphy on behalf of Defendant The Commonwealth of Massachusetts murphys@dor.state.ma.us  
Stephen G. Murphy on behalf of Creditor Massachusetts Department of Revenue murphys@dor.state.ma.us  
Stephen G. Murphy on behalf of Defendant Commonwealth of Massachusetts murphys@dor.state.ma.us  
William E. Miller on behalf of Defendant US Bank National Association as Trustee wmillier@sterneisenberg.com, bkecf@sterneisenberg.com  
William E. Miller on behalf of Creditor U.S. Bank, National Association As Trustee For et al. wmillier@sterneisenberg.com, bkecf@sterneisenberg.com  
William E. Miller on behalf of Creditor U.S. Bank, National Association as Trustee Under the Pooling and Servicing Agreement Dated as of May 1, 2006, GSAMP Trust 2006-HE3 Mortgage Pass-Trough Certificates Series 2006-HE3 C/O Phelan Hallinan wmillier@sterneisenberg.com, bkecf@sterneisenberg.com

TOTAL: 36